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|---|------------------------|---------------------|--|
| Examiner-Initiated Interview Summary | Application No. | Applicant(s) | |
| | 09/662,284 | HAYWARD ET AL. | |
| | Examiner | Art Unit | |
| | Mark Fadok | 3625 | |

All Participants:

(1) Mark Fadok.

(2) Mr. Andrew Ryan.

Status of Application: _____

(3) _____

(4) _____

Date of Interview: 21 May 2005

Time: _____

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Board decision mailed 11/30/2004 to application 09/397,126 and terminal disclaimer to Patent 6,798,997.

Claims discussed:

all independent claims

Prior art documents discussed:

N/A

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.



(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The examiner called Mr. Ryan to discuss the allowance of this case. The examiner noted that he needed the applicant's appeal brief to determine what arguments were presented to the board in Board decision mailed 11/30/2004 to application 09/397,126. Mr. Ryan agreed to fax the appeal brief to the examiner. The examiner reviewed the decision and the examiner's answer and determined that the allowable subject matter presented in the instant claims, which is similar to the claims presented to the board, was not argued in the brief presented to the board. Mr. Ryan also requested that the examiner document that the claims most recently presented were proposed by the examiner in an examiner initiated conference circa December 2004. The examiner confirms that this is the case. Further, Mr. Ryan agreed to provide a Terminal Disclaimer to patent #6,798,997..